

AO 91 (Rev. 11/11) Criminal Complaint

UNITED STATES DISTRICT COURT

for the

District of New Mexico

United States of America)

v.)

GUERRA, Juan Gabriel)
AKA: Juan Gabriel Serrano)

Case No.)

Defendant(s)FILED
UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO
MAY 09 2018

18mj1583

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of May 8, 2018 in the county of Bernalillo in the
State and District of New Mexico, the defendant(s) violated:

Code Section

8 United States Code 1326
(a)(1) & (a)(2)

Offense Description

an alien, who has been denied admission, excluded, deported or removed or
has departed the United States while an order of exclusion, deportation or
removal is outstanding and thereafter enters, attempts to enter or is at any
time found in the United States.

This criminal complaint is based on these facts:


☒ Continued on the attached sheet.

Complainant's signature

Robert Garcia, Deportation Officer

Printed name and title

Sworn to before me and signed in my presence.

Date: 05/08/2018City and state: Albuquerque, New Mexico

Judge's signature

Steven C. Yarbrough, United State Magistrate Judge

Printed name and title

CONTINUATION OF CRIMINAL COMPLAINT

**UNITED STATES DISTRICT COURT
for the
DISTRICT OF NEW MEXICO**

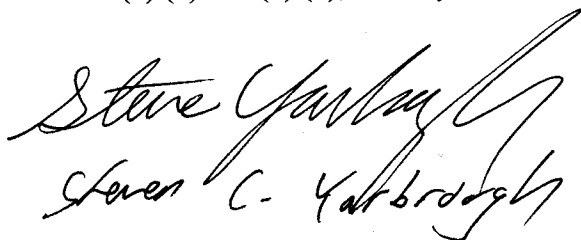
GUERRA, Juan Gabriel
AKA: Juan Gabriel Serrano

On May 7, 2018, GUERRA, Juan Gabriel AKA: Juan Gabriel Serrano was encountered by Immigration and Customs (ICE) Officers near his residence located at 3210 Tulane Dr, Albuquerque, New Mexico. It was determined by Deportation Officer R. Garcia that GUERRA is a citizen and national of Honduras and that he is in the United States illegally. Fingerprint records identified the defendant as GUERRA, a citizen and national of Honduras who had previously been ordered removed from the United States by an Immigration Judge on April 14, 1999. GUERRA was removed from the United States to Honduras on June 8, 2000 as indicated on his I-205 (Warrant of Removal/Deportation). GUERRA was again removed from the United States to Honduras on July 19, 2001 and again on September 8, 2011. These removals are all indicated on I-205's (Warrant of Removal/Deportation) that are in GUERRA's Alien File. A review of the GUERRA's immigration history does not indicate that he has applied for or received the consent of the appropriate authority of the United States to reapply for admission into the United States after his last removal.

On May 7, 2018, the Albuquerque Fugitive Operations Team had information gained through surveillance that GUERRA was living at 3210 Tulane Dr, Albuquerque, New Mexico. A white Chevrolet Silverado bearing license plate number NYN197 was queried using ICE database systems. The registered owner of the vehicle came back to Juan G. Guerra, DOB: XX/XX/1981. A DMV check also revealed that GUERRA was issued driver's license on June 19, 2012.

At approximately 0850, the white Chevy truck departed the apartment located at 3210 Tulane Dr and a vehicle stop was initiated using our vehicle emergency equipment. The driver of the vehicle, who matched the physical description of the photographic image on the executed I-205 (Warrant of Removal/Deportation) was observed driving the white Chevy truck. The adult male driver failed to yield and continued through heavy traffic almost causing an accident. Officers involved in the attempted traffic stop disengaged due to the driver making erratic lane changes and driving at a high rate of speed. ICE ABQ/FOT officers continued driving in the direction of the white truck, however we were unable to locate the white Chevy and the driver.

Based on the foregoing, your affiant believes that there is probable cause that, in the State and District of New Mexico, GUERRA Juan Gabriel, AKA: Juan Gabriel Serrano is in violation of Title 8 United States Code, Section 1326(b) (1) and (b) (2), Reentry of a Removed Alien.


Steven C. Yarbrough

U.S. MAGISTRATE JUDGE



Robert Garcia
Deportation officer